

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

**SALLIE MAE, INC.,  
Plaintiff**

**v.**

**CIVIL NO. 05-1419(DRD)**

**GLYINIS D. DIAZ,  
Defendant**

<b>MOTION</b>	<b>RULING</b>
<p><b>Date</b> <b>Filed:</b> 10/14/05 <input checked="" type="checkbox"/> <b>Pliff</b> <input type="checkbox"/> <b>Deft</b> <input type="checkbox"/> <b>Other</b></p> <p><b>Title:</b> NOTICE OF DISMISSAL UNDER RULE 41(a)(1) OF F.R.C.P.</p> <p><b>DOCKET NO. 4</b></p>	<p><b>GRANTED.</b> Plaintiffs in the instant case filed a notice of voluntary dismissal. They request the Court to dismissed the herein case. Understanding that Fed.R.Civ.P. 41(a)(1) authorizes plaintiffs to request a voluntary dismissal by filing a notice of dismissal at any time before service by the adverse party of an answer or a motion for summary judgment, and that defendant herein have done neither, the Court hereby <b>GRANTS</b> plaintiffs' request and <b>DISMISSES WITHOUT PREJUDICE</b> all claims against defendants.</p> <p>Judgment will be issued accordingly.</p>

**Date: October 17, 2005**

S/ Daniel R. Dominguez  
**DANIEL R. DOMINGUEZ**  
**U.S. DISTRICT JUDGE**